

**IN THE HIGH COURT OF JUDICATURE OF BOMBAY
BENCH AT AURANGBAD**

**WRIT PETITION NO. 749 OF 2015
WITH CA/2828/2015 IN WP/749/2015**

MAJAHAR SULTANA MUSTAFA KHAN AND ANOTHER
VERSUS
THE STATE OF MAHARASHTRA AND OTHERS

...
Advocate for Petitioners : Mr. Gapat Pramod B.
AGP for Respondent/State : Mr. M.M. Nerlikar
Advocate for Respondent no.2 : Mr. Patil Bankar Deelip N.

...
CORAM : S.S. SHINDE & P.R. BORA, JJ.
Dated: April 27, 2015

...
PER COURT :-

Heard.

2. On instructions, the learned counsel appearing for the petitioners seeks permission to withdraw the Petition with further liberty to take appropriate remedy in case the Education Officer (Primary), Zilla Parishad, Aurangabad takes any further decision to act upon the Exhibit 'C' and 'D' declaring the petitioner as surplus and sending him to any other school.

3. The Petition is dismissed as withdrawn, with liberty as prayed for.

4. In view of the disposal of the main Writ Petition itself, nothing survives for consideration in the Civil Application No. 2828/2015 and same stands disposed of.

(**P.R. BORA, J.)**

(**S.S. SHINDE, J.)**